

**Management Status of Open DFARS Cases**

	<u>12/31/01</u>	<u>2/15/02</u>	<u>3/14/02</u>	<u>4/16/02</u>	<u>5/16/02</u>
At Committee	7	6	2	2	4
DAR Staff Processing	10	15	12	14	13
At OIRA	1	1	2	3	2
Out for Public Comment	3	1	4	4	3
On Hold (OGC)	2	2	2	2	1
On Hold (Other)	<u>6</u>	<u>5</u>	<u>5</u>	<u>2</u>	<u>2</u>
Total	29	30	27	27	25

**DFARS Rules Published in CY 02**

	<u>Proposed</u>	<u>Interim</u>	<u>Final</u>
Change Notice 20020129	1	0	4
Change Notice 20020314	1	2	3
20020401	1		
Change Notice 20020426	1	2	4

**DFARS Cases Opened in CY 02:** 12**DFARS Cases Closed in CY 02:** 15

11 Final Rules

2 Withdrawn

2 Merged or Closed Without Action

See also: <http://www.acq.osd.mil/dp/dars>. Scroll down to Status of Open Cases.

**At Committee - 4**

- 2002-D010, Reporting Requirements Update (f) (Tasked CR committee 4/17/02; report due 5/22/02)
- 2001-D017, Competition Requirement for Purchase of Services under Multiple Award Contracts (p→f) (Tasked CP committee 5/8/02; report due 5/22/02)
- 2001-D013, Provisional Award-Fee Payments (p) (Tasked ad hoc committee 5/8/02; report due 6/12/02)
- 2001-D011, Treatment of Proprietary Data Concerning Commercial Items (p) (Tasked PD&C committee 6/20/01; public meeting held 5/9/02. Committee processing.)

**DAR Staff Processing - 13**

- 2002-D012, Weighted Guidelines Form (f) (Preparing request for DoD approval to publish, then to OIRA)
- 2002-D011, Trade Agreements Thresholds – Construction (f) (Preparing request for DoD approval to publish, then to OIRA)
- 2002-D009, Rewrite of DFARS Part 225 (p) (Preparing request for DoD approval to publish, then to OIRA)
- 2002-D008, Exception for Acquisition of U.S.-Made End Products in Acquisitions Subject to Trade Agreements Act (p) (Preparing request for DoD approval to publish, then to OIRA)
- 2001-D018, Performance of Security Functions (i) (Comment period ended 5/13/02)
- 2001-D016, Partnership Agreement Between SBA and DoD (i) (Comment period ended 5/13/02)
- 2001-D015, Patent Rights—Ownership by the Contractor (Large Business) (p) (Coordinating with DP/CPA)
- 2000-D306, Performance-Based Service Contracts Using Part 12 Procedures (i→f) (Preparing request for DoD approval to publish, then to OIRA)
- 2000-D029, Restriction on Contingent Fees for Foreign Military Sales (p) (Comment period ended 5/13/02)
- 2000-D028, Subcontract Commerciality Determinations (p→f) (Received OIRA clearance 4/30/02; to be published 5/31/02)
- 2000-D024, Utilization of Indian Organizations and Indian-Owned Economic Enterprises (i→f) (Received OIRA clearance 5/10/02; to be published 5/31/02)
- 2000-D023, Enterprise Software Agreements (p→f) (Preparing request for DoD approval to publish, then to OIRA)
- 2000-D014, Ocean Transportation by U.S.-Flag Vessels—Simplified Acquisition Threshold (p→f) (Received OIRA clearance 5/10/02; to be published 5/31/02)

**At OIRA - 2**

2002-D001, Electronic Submission and Processing of Payment Requests (p) (Sent to OIRA 4/25/02)

1999-D303, Institutions of Higher Education (i→f) (Sent to OIRA 5/10/02)

**Out for Public Comment - 3**

2002-D005, Foreign Military Sales Customer Involvement (p) (Comment period ends 6/25/02)

2002-D003, Competition Requirements for Purchases from a Required Source (i) (Comment period ends 6/25/02)

2002-D002, Codification and Modification of Berry Amendment (i) (Comment period ends 6/25/02)

**On Hold (OGC) - 1**

1990-037, Incremental Funding, Fixed-Price Contracts (i→f) (On hold since 4/5/94)

**On Hold (Other) - 2**

2001-D010, Applicability of the Cost Principles (p) (Pending publication of FAR Case 2001-018)  
(On hold since 9/5/01)

2001-D003, Geographic Use of the Term "United States" (p) (Pending publication of FAR Case 1999-400) (On hold since 7/26/01)

**(p) = *Proposed rule***

**(i) = *Interim rule***

**(f) = *Final rule***

**(p®f) = *Finalizing proposed rule***

**(i®f) = *Finalizing interim rule***

**DFARS Rules Published in CY 02**

**Change Notice 20020129:**

- 2001-D019, Switzerland—Implementation of Amendment to MOU (f)
- 2000-D302, Caribbean Basin Country End Products (f)
- 2000-D027, Tax Exemptions (Italy) (f)
- 2000-D023, Enterprise Software Agreements (p)
- 1997-D314, Veterans Employment Emphasis (f)

**Change Notice 20020314:**

- 2002-D006, Restriction on Acquisition of Vessel Propellers (f)
- 2001-D018, Performance of Security Functions (i)
- 2001-D016, Partnership Agreement Between DoD and SBA (i)
- 2001-D007, Preference for Local 8(a) Contractors—Base Closure or Realignment (f)
- 2001-D006, DoD Pilot Mentor-Protege Program (f)
- 2000-D029, Restriction on Contingent Fees for Foreign Military Sales (p)

**20020401**

- 2001-D017, Purchase of Services under Multiple Award Contracts (p)

**Change Notice 20020426:**

- 2002-D007, NAFTA Procurement Threshold (f)
- 2002-D005, Foreign Military Sales Customer Involvement (p)
- 2002-D003, Competition Requirements for Purchases from a Required Source (i)
- 2002-D002, Codification and Modification of Berry Amendment (i)
- 2001-D002, R&D Streamlined Contracting Procedures (f)
- 2000-D020, Balance of Payments Program (f)
- 2000-D018, Changes to Profit Policy (f)

**DFARS Cases Withdrawn, Merged, or Closed Without Action in CY02**

- 2002-D004, Miniature and Instrument Ball or Roller Bearings – No DFARS changes needed
- 2001-D014, Military Extraterritorial Jurisdiction Act – No DFARS changes needed.

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1999-D028, Anticompetitive Teaming – No DFARS changes needed.

1992-D024, Demilitarization – Closed into holding file pending revised demilitarization manual.